

1 Title 5. EDUCATION

2 Division 1. State Department of Education

3 Chapter 6. Certified Personnel

4 Subchapter 7. No Child Left Behind Teacher Requirements

5 Article 1. General

6
7 *Amend Section 6100(d) and (j) to read:*

8 **§ 6100. Definitions.**

9 (d) Elementary, Middle and High School: The local educational agency shall
10 determine, based on curriculum taught, ~~by school site; or by each grade at the~~
11 ~~school site; or by each course,~~ if appropriate, whether a ~~teacher~~ course is hired to
12 teach elementary, middle or high school.

13 (j) International Teacher: A credentialed teacher prepared in a country other
14 than the United States.

15 NOTE: Authority cited: Section 12001, Education Code. Reference: 20 USC
16 7801(23), 20 USC 6319(a); Section 44275.4, Education Code; and Improving
17 Teacher Quality State Grants Title II, Part A Non-Regulatory Draft Guidance
18 ~~December 19, 2002~~ January 16, 2004.

19
20 *Amend Article 4, Section 6115 to read:*

21 **Article 4. Teachers State Certification Not Meeting NCLB Teacher**
22 **Requirements**

23 **§ 6115. Teachers State Certification Not Meeting NCLB Teacher**
24 **Requirements.**

25 A teacher does not meet the NCLB teacher requirements for the core academic
26 subject taught if:

27 (1) Teaching with an Emergency Permit, or

28 ~~(2) Teaching with a supplemental authorization (except where the supplemental~~
29 ~~authorization is based on a major or a major equivalent in the subject taught) or~~

30 ~~(2)(3)~~ (2)(3) Teaching with state or local waivers for the grade or subject taught, or

31 ~~(3)(4)~~ (3)(4) Teaching as a pre-intern pursuant to Education Code Section 44305 et
32 seq.

33 NOTE: Authority cited: Section 12001, Education Code. Reference: 20 USC

7801(23), 20 USC 6319(a); Section 44275.4, Education Code; and Improving Teacher Quality State Grants Title II, Part A Non-Regulatory Draft Guidance December 19, 2002 January 16, 2004.

Add Section 6116 to read:

§ 6116. Teachers with Supplementary Authorizations and Local Teaching Assignment Options.

Teachers with a supplementary authorization or a local teaching assignment option who meet the NCLB Teacher Requirements are those who:

(1) hold certification; and

(2) have demonstrated subject matter competency for the grade span and subject matter taught.

NOTE: Authority cited: Section 12001, Education Code. Reference: 20 USC 7801(23), 20 USC 6319(a) and Improving Teacher Quality State Grants Title II, Part A Non-Regulatory Draft Guidance January 16, 2004.

Amend Section 6125 to read:

§ 6125. Teachers from Out-of-State.

Teachers who have ~~been found to meet~~ met the subject matter competency requirements of NCLB in states outside of California shall also be considered to have met the requirements for that ~~particular subject and/or~~ grade span in California. California's credentialing reciprocity is not affected by the requirements of NCLB.

The date of issuance of a valid teaching credential issued by states outside of California shall be used to identify a teacher as new or not new to the profession in California.

NOTE: Authority cited: Section 12001, Education Code. Reference: 20 USC 7801(23), 20 USC 6319(a); Section 44275.4, Education Code; and Improving Teacher Quality State Grants Title II, Part A Non-Regulatory Draft Guidance December 19, 2002 January 16, 2004.

Add Section 6126 to read:

§ 6126. International Teachers.

A teacher from another country who meets the NCLB Teacher Requirements is

1 one who:

2 (1) Holds a degree from a foreign college or university that is at least equivalent
3 to a bachelor's degree offered by an American institution of higher education.

4 (2) Has a teaching credential that meets the California Commission on Teacher
5 Credentialing requirements for out-of-country trained teachers.

6 (3) Demonstrates subject matter competency for the grade span and subjects
7 taught through the same or equivalent processes and methods required of California
8 Teachers.

9 NOTE: Authority cited: Section 12001, Education Code. Reference: 20 USC
10 7801(23), 20 USC 6319(a) and Improving Teacher Quality State Grants Title II, Part
11 A Non-Regulatory Draft Guidance January 16, 2004.